

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL INDUSTRY	)	MDL NO. 1456
AVERAGE WHOLESale PRICE	)	
LITIGATION	)	CIVIL ACTION: 01-CV-12257-PBS
	)	Subcategory Docket: 06-CV-11337-PBS
	)	
THIS DOCUMENT RELATES TO	)	Judge Patti B. Saris
	)	
<i>U.S. ex rel. Ven-A-Care of the Florida Keys,</i>	)	Magistrate Judge Marianne B. Bowler
<i>Inc. v. Abbott Laboratories, Inc., No. 07-CV-</i>	)	
11618-PBS	)	

**UNITED STATES' CONSENT TO RELATOR AND DEFENDANT'S  
STIPULATION FOR VOLUNTARY DISMISSAL WITH PREJUDICE**

Relator Ven-A-Care of the Florida Keys, Inc. (the "Relator") and Abbott Laboratories Inc., have agreed to settle and dismiss the above-captioned action.

Pursuant to 31 U.S.C. § 3730(b)(1), the United States consents to (i) the settlement between Relator and Abbott Laboratories Inc.; and (ii) the dismissal with prejudice of the above-captioned action. The United States has determined that the amount it will receive in connection with the settlement in the above-captioned case is fair, adequate, and reasonable.

Respectfully submitted,

**FOR THE UNITED STATES OF AMERICA,**

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Dated: December 13, 2010

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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day caused an electronic copy of the above **“UNITED STATES’ CONSENT TO RELATOR AND DEFENDANT’S STIPULATION FOR VOLUNTARY DISMISSAL WITH PREJUDICE”** to be served on all counsel of record via electronic service pursuant to Paragraph 11 of Case Management Order No. 2 by sending a copy to LexisNexis File & Serve for posting and notification to all parties.

\_\_\_\_\_  
/s Mark Lavine

December 13, 2010